



General Assembly

January Session, 2015

**Proposed Bill No. 317**

LCO No. 2603



Referred to Committee on BANKING

Introduced by:  
SEN. BARTOLOMEO, 13th Dist.  
(By Request)

**AN ACT CONCERNING ATTORNEYS' FEES PROVISIONS IN  
DEPOSITORY CONTRACTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 That chapters 741c, 741d and 742 of the general statutes be amended
- 2 to: (1) Include any bank or other entity that accepts and holds deposits
- 3 from customers within the definition of commercial party, (2) include
- 4 any customers making deposits within the definition of consumer, (3)
- 5 include any written contract for any depository account within the
- 6 definition of consumer contract, and (4) prohibit any bank or other
- 7 entity that accepts and holds deposits from customers from including a
- 8 clause in its consumer contract allowing for such bank or other entity
- 9 to collect attorneys' fees from its customers if such bank or other entity
- 10 prevails in a claim brought by customers based on the consumer
- 11 contract.

**Statement of Purpose:**

To prohibit commercial parties from claiming, and being awarded attorneys' fees, if they prevail in a claim brought by their customers over issues covered by the parties' consumer contract.